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12 [ADD'L COUNSEL ON SIGNATURE PAGE]

13 UNITED STATES DISTRICT COURT
14 NORTHERN DISTRICT OF CALIFORNIA
15 SAN FRANCISCO DIVISION

16 UNITED STATES OF AMERICA,

17 Plaintiff,

18 v.

19 SUSHOVAN HUSSAIN,

20 Defendant.
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Case No. 3:16-cr-00462-CRB

**STIPULATION AND PROPOSED ORDER
RE BRIEFING SCHEDULE FOR
SEPTEMBER 26, 2017 HEARING**
OCTOBER 6, 2017

Judge: Hon. Charles R. Breyer

Date Filed: November 10, 2016

Trial Date: February 26, 2018

The United States, Defendant Sushovan Hussain, and non-parties Hewlett-Packard Enterprise (“HPE”) and Hewlett-Packard Company (“HP”), acting by and through their counsel, hereby stipulate as follows:

WHEREAS, on August 8, 2017, the Court entered a schedule ordering that Rule 12 motions be heard on September 20, 2017, *see* Dkt. 100 (“Schedule”) at ¶ 6;

WHEREAS, in preparing the Schedule, the parties agreed—and the Court ordered—that Mr. Hussain’s reply in support of any Rule 12 motion would be (and currently is) due on September 15, 2017, *id.* at ¶ 5;

WHEREAS, on August 14, 2017, counsel for Mr. Hussain, HP, and HPE agreed that briefing on HP and HPE’s Amended Motion to Quash, Dkt. 110, should be set and heard on the same schedule as Mr. Hussain’s Rule 12 motion, *see* Dkts. 107, 109;

WHEREAS, on September 14, 2017, the Court continued the hearing on Mr. Hussain’s Rule 12 motion and on HP and HPE’s Amended Motion to Quash to September 26, 2017;

NOW, THEREFORE, counsel for the United States, Mr. Hussain, and HP and HPE hereby agree, subject to the Court’s approval, that:

1. Mr. Hussain’s reply in support of his Rule 12 motion shall be filed by September 18, 2017; and
2. HP and HPE’s reply in support of their Amended Motion to Quash shall be filed by September 18, 2017.

Respectfully submitted,

Dated: September 14, 2017

KEKER, VAN NEST & PETERS LLP

By: /s/ John W. Keker

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Attorneys for Defendant
SUSHOVAN HUSSAIN

1 Dated: September 14, 2017

UNITED STATES OF AMERICA

2
3 By: /s/ Robert S. Leach

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9 Acting under Authority Conferred by
10 28 U.S.C. § 515

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Attorneys for
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HEWLETT-PACKARD COMPANY

CERTIFICATION OF CONCURRENCE FROM OTHER PARTIES

I, John W. Keke, am the ECF user whose ID and password are being used to file this
STIPULATION AND PROPOSED ORDER RE BRIEFING SCHEDULE FOR
SEPTEMBER 26, 2017 HEARING. In compliance with N.D. Cal. Civ. L.R. 5-1(i)(3), I hereby
attest that each of the signatories has concurred in the filing of this document and has authorized
the use of his or her electronic signature.

/s/ John W. Keke
JOHN W. KEKE

~~PROPOSED~~ ORDER

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: September 20, 2017



HONORABLE CHARLES R. BREYER
United States District Judge